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*Attorneys for Plaintiffs Fir Tree, Capital Management LP
(f/k/a Fir Tree Inc.) d/b/a Fir Tree Partners*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FIR TREE CAPITAL MANAGEMENT LP
(f/k/a FIR TREE INC.) d/b/a FIR TREE
PARTNERS,

Plaintiffs,

v.

COMPARTMENT IT2, LP,
COMPARTMENT IT5, LP,
COMPARTMENT IT9, LP, and
MFAM MOBILFUNK ASSET
MANAGEMENT GMBH

Defendants.

CASE NO.: 2:18-cv-00773 -JAD-VCF

**STIPULATION AND ORDER TO
EXTEND DEADLINES FOR RESPONSE
AND REPLY BRIEFS RE:
DEFENDANTS' MOTION TO DISMISS
(ECF NO. 11)**

(Second Request)

Pursuant to LR IA 6-1, Plaintiff Fir Tree Capital Management LP (f/k/a Fir Tree Inc.)
d/b/a Fir Tree Partners ("Plaintiff") and Defendants Compartment IT2, LP, Compartment IT5,
LP, Compartment IT9, LP, and MfAM Mobilfunk Asset Management GmbH ("Defendants"),

1 by and through their respective attorneys of record, stipulate as follows:

2 1. On November 9, 2018, Defendants filed a Motion to Dismiss (ECF No. 11) (the
3 “Motion to Dismiss”).

4 2. Pursuant to a prior *Stipulation and Order to Extend Deadlines for Response and*
5 *Reply Briefs Re: Defendants’ Motion to Dismiss*, the Court granted Plaintiff an extension from
6 November 23, 2018 to Monday, December 10, 2018 to file a response to the Motion to Dismiss,
7 and granted Defendants an extension from December 17, 2018 until December 20, 2018 to file
8 their reply brief in support of the Motion to Dismiss. *See* ECF No. 16.

9 3. The parties now stipulate to further extend Plaintiff’s deadline to file a response
10 to Defendants’ Motion to Dismiss for a period of one week from December 10, 2018 to
11 December 17, 2018. In addition, the parties stipulate that Defendants shall have until January 4,
12 2019 to file a reply in support of their Motion to Dismiss.

13 4. The parties’ reasons underlying the requested extensions of the current deadlines
14 are counsel’s schedules and other case demands during the relevant time frame, including
15 briefing before the Ninth Circuit in a related case, as well as the Christmas and New Year
16 holidays. The parties believe that these requested extensions are reasonable and appropriate
17 under the circumstances.

18 5. This is the parties’ second request for an extension of the deadlines for Plaintiff
19 to file a response to the Motion to Dismiss and Defendants to file a reply brief in support of the

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1 Motion to Dismiss. This stipulation is made in good faith and not for purposes of delay.

2 **IT IS SO STIPULATED.**

3 DATED this 5th day of December 2018

DATED this 5th day of December 2018

4
5 /s/ Robert J. Cassity, Esq.

J. Stephen Peek, Esq. (1758)

6 Robert J. Cassity, Esq. (9779)

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14 *Management LP (f/k/a Fir Tree Inc.) d/b/a*

15 *Fir Tree Partners*

/s/ Joe Laxague, Esq.

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Attorneys for Defendants

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18 **IT IS SO ORDERED:**

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UNITED STATES DISTRICT JUDGE

Dated: December 10, 2018.

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